PTO/SB/08a (05-07)
Approved for use through 09/30/2007 OMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE to a collection of information unless it contains a valid OMB control number. Under the Paperwork Reduction Act of 1995, no persons are required to re

INFORMATION DISCLOSURE	ŀ
STATEMENT BY APPLICANT	ŀ
(Not for submission under 37 CFR 1.99)	
(NOT 101 SUBMISSION WHILE ST OF IC 1.33)	

Application Number		10689484				
Filing Date		2003-10-20				
First Named Inventor Neal S Art Unit		S. Bergano				
		2613				
Examiner Name	Quan	Zhen Wang				
Attorney Docket Number		TCM137CON2				

					U.S.	PATENTS	-		Remove	
Examiner Initial*	miner Cite Patent Number Kind Code Issue Date Name of Patentee or App					Pages,Columns,Lines where Relevant Passages or Relevan Figures Appear				
	1									
If you wisl	h to a	i dd additional U.S. Pater	nt citatio	n inform	ation pl	lease click the	Add button.		Add	
			U.S.P	ATENT	APPLI	CATION PUBL	LICATIONS		Remove	
Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publica Date	tion	Name of Patentee or Applicant R			,Columns,Lines w ant Passages or R s Appear	
	1									
If you wisl	h to a	dd additional U.S. Publi				,		d button		
				FOREIG	SN PAT	ENT DOCUM	ENTS		Remove	
Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²		Kind Code ⁴	Publication Date	Name of Patente Applicant of cited Document	or	Pages,Columns,Li where Relevant Passages or Rele Figures Appear	75
	1									
If you wis	h to a	dd additional Foreign P	atent Do	cument	citation	information pl	I lease click the Add	button	Add	
			NON	1-PATE	NT LITE	RATURE DO	CUMENTS		Remove	
Examiner Initials*	Cite No	Include name of the ai (book, magazine, jour publisher, city and/or of	nal, seria	al, symp	osium,	catalog, etc), o				n Ts

Application Number 10599344 Application Number 10599344 Filing Date 2003-10-28 First Named Inventor Number 37 CFR 1.99 Art Unit 2014 Segrapou 47 CFR 1.99 Art Unit 2014 Segrapou 54 CFR 1.99 Art Unit 2014 Segrapou 54 CFR 1.99

Application Number		10689484		
Filing Date		2003-10-20		
First Named Inventor Neal S		S. Bergano		
Art Unit		2613		
Examiner Name Quan		Zhen Wang		
Attorney Docket Number		TCM137CON2		

3	Office Action mailed June 15, 2007 in connection with corresponding U.S. Appin. No. 10/780830	
2	Edagawa et al; "Robustness of 20 Gbits, 100km-spacing, 1000km soliton transmission system"; Electronics Letters, Vol. 31, No. 8, April 13, 1995; pp. 663-665.	
1	Sano et al, "10 Gbt/s, 300km repeaterless transmission with SBS suppression by the use of the RZ format", Electronics Letters, Vol. 30, No. 20, September 29, 1994; pp. 1694-1695.	

Examiner Signature Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1se kind Code of USPTO Patent Documents at year (USPTO CODIC or MPEP 901.04. 2 Enter office that issued the document, by the two-letter code (WIPO Standard S13.). 2 The planese patent comment, the principation of the year of the register or present code (wIPO Standard S13.). 2 The planese patent comment, the principation of the year of the register or present or year of the register or windows.

Indirect of coursent by the appropriate symbols as endicated on the document under WIPO Standard S1.16 if possible. **Applicant is to place a check mark here if English tanguage translation is stateded.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 GFR 1.99)

Application Number		10689484			
Filing Date		2003-10-20			
First Named Inventor Neal S		S. Bergano			
Art Unit		2613			
Examiner Name	Quan	Zhen Wang			
Attorney Docket Numb	er	TCM137CON2			

CERTIFICATION STATEMENT

Please see	37	CFR :	1 97	and	1.98 to	make th	he and	oronniate	selection/	s)

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patient office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Sea 37 CFF 1.37(e)(1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquity, no item of information contained in the information disclosure statement was known to 3 any individual designated in 37 CFR 1/50(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1/97(c).

- See attached certification statement
- Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

Donald J. Perreault

□ None

Name/Print

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Registration Number

40126

form of the signature.			
Signature	/Donald J. Perreault/	Date (YYYY-MM-DD)	2007-09-13

This collection of information is required by 3T CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file fand by the USPTO to process) an application. Confidentiality is governed by \$5 U.S. C. 12.0 and 3T CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application from the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete his form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Tradenary Cfing. U.S. Operatment of Commence, P. 0. Box 1450, Alexandria, V.S. 2313-1450. D. ONT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, V.S. 2313-1450.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the stacked form related to a petient application or patient. Accordingly, pursuant to the requirements of the Act, please be advised that (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) familishing of the information solicided is civulating; and (3) the principal purpuse for which the information is used by the U.S. Patient and Trademan Coffice is to process and/or cosmisting your submission related to a patient agricultant or patient. If you do not furnish the requested process and/or cosmisting your submission related to a patient agricultant or patient. If you do not furnish the requested process and the principal principal patients and the principal principal patients and the principal principal patients and the principal patients and the principal patients and the principal patients are patients. The principal patients are provided to the principal patients and the principal patients are patients. The principal patients are principally and the principal patients are principally as a patient of the patients and the principal patients are principally as a patient of the patients and the patients are provided to the patients and the patients are principally as a patient patients are principally as a patient patients and the patients are principally as a principal patient patients. The patients are patients are patients and the patients are patients and the patients are patients and the patients are patients. The patients are patients are patients are patients and the patients are patients and the patients are patients are patients. The patients are patients are patients are patients and the patients are patients are patients are patients. The patients are patients. The patients are patients are patients ar

The information provided by you in this form will be subject to the following routine uses:

- The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these cords.
 - A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
 - A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record perfains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
 - A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552(m).
 - A record related to an International Application filed under the Patent Cooperation Treaty in this system of records
 may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant
 to the Patent Cooperation Treaty.
 - A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
 - 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or hisher designed, uturing an insection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 4d U.S.C. 2904 and 2905. Such disclosure shall be made in accordance with the GSA requisions governing inseption of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- A record from this system of records may be disclosed, as a routine use, to the public after either publication of the
 application pursuant to 35 U.S.C. 12(2) to rissuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be
 disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filled in application
 which became abandoned or in which the proceedings were terminated and which application is referenced by either a
 published application, an application open to public inspections or as issued patent.
 - A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.